

U.S. DISTRICT COURT
N.D. OF N.Y.
FILED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

JUL 02 2010

LAWRENCE K. BAERMAN, Clerk
UTICA

MICHAEL A. HECKERMAN,
Plaintiff,

vs

8:10-CV-217

NYS DIVISION OF PAROLE; and JOHN
CIESLAK, JR., Parole Officer,
Defendants.

APPEARANCES:

OF COUNSEL:

MICHAEL A. HECKERMAN
04-R-3298
Plaintiff, Pro Se
Altona Correctional facility
555 Devils Den Road
PO Box 3000
Altona, New York 12910

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Attorney General of the
State of New York
Attorney for Defendants
Department of Law
The Capitol
Albany, New York 12224

KRISTA A. ROCK, ESQ.
Asst. Attorney General

DAVID N. HURD
United States District Judge

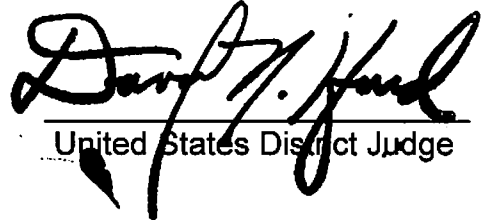
ORDER

Even reviewing the facts alleged in the complaint as true, plaintiff has failed to establish any constitutional violations by the defendants. Therefore,

1. The defendants' Fed. R. Civ. P. 12 (b)(6) motion is GRANTED;
2. The plaintiff's 42 U.S.C. § 1983 complaint is DISMISSED; and

3. The Clerk is directed to enter judgment dismissing the complaint and close the file.

IT IS SO ORDERED.


United States District Judge

Dated: July 1, 2010
Utica, New York.